

COMPARISON OF CIVIL INFRACTIONS

Activity Description	Traffic	State	Municipal
Case Type Codes	SI, OI Parking: SK,OK	SN	ON
Notice Issued to appear at Municipal Bureau	No	No	Optional MCL 600.8396
Citation Issued to appear in Court ¹	District or Municipal MCL 257.727c	District or Municipal MCL 600.8803	District or Municipal MCL 600.8703
May admit or deny in person or in writing	Yes MCL 257.745	Yes MCL 600.8815	Yes ² MCL 600.8709
Request to Withdraw Admission of Responsibility MCR 4.101(G)(3)	Yes	Yes	Yes
Bond for Request to Withdraw Admission MCR 4.101(G)(3)	Yes	Yes	Yes
Informal Hearing	Yes MCL 257.746	Yes MCL 600.8819	Yes ² MCL 600.8719
Bond for Appeal after Informal Hearing MCR 4.101(G)(1)	Yes	Yes	Yes
Formal Hearing	Yes MCL 257.747	Yes MCL 600.8821	Yes ² MCL 600.8717 MCL 600.8721
Default Judgment if fail to answer citation or appear for hearing	Yes MCL 257.748	Yes MCL 600.8823	Yes MCL 600.8723
Maximum fine	\$100, or \$250 if Commercial Motor Vehicle MCL 257.907	As provided by state law MCL 600.8827	As provided by local ordinance MCL 600.8727
Cost May include all expenses, direct and indirect, to which plaintiff has been put up to entry of judgment	\$100 maximum MCL 257.907	\$500 maximum MCL 600.8827	\$500 maximum MCL 600.8727

¹ May also be noticed to appear in Family Division if joint Local Administrative Order provides for waiver by district or municipal court to Family Division.

² Municipal Civil Infraction Trailway Violations with damage to property or for which a vehicle has been impounded **must** be scheduled for a Formal Hearing. These are not payable by mail or in person prior to Formal Hearing, and the magistrate may not handle them. MCL 600.8709(5)

COMPARISON OF CIVIL INFRACTIONS

Activity Description	Traffic	State	Municipal
Justice System Assessment	\$40 MCL 257.907(14)	\$10 MCL 600.8827(4)	\$10 MCL 600.8727(4)
Cost to compel appearance	Yes MCL 257.729	Yes MCL 600.8835	Yes MCL 600.8735
Abstract conviction	Yes MCL 257.732	No	No
Motion to Set Aside Default MCR 4.101(C)	Yes	Yes	Yes
Bond for Motion to Set Aside Default MCR 4.101(C)(1)(e)	Yes	Yes	Yes
14-Day Notice 28 days after judgment if unpaid	Yes MCL 257.321a	Yes MCL 600.8827	Not required
License action taken 14 days after 14-Day Notice	Yes, Suspension ³ MCL 257.321a	Yes, Non- renewal MCL 600.8827	Not permitted by statute.
Show Cause or Bench Warrant	Yes MCL 257.908	Yes MCL 600.8829	Yes MCL 600.8711 MCL 600.8729
Civil Contempt	\$10/day MCL 257.908	\$30/day MCL 600.8829	\$30/day MCL 600.8729
Injunctive Orders	No	No	Yes MCL 600.8302
Lein against land, building, or structure, obtained by plaintiff	No	No	Yes MCL 600.8731
Impounded Vehicle, lein, bond	Yes MCL 257.724	No	Yes MCL 600.8733

e:\Civil-Infractions\Comparison chart 2003.doc

³Except for Parking, requiring 6-or-more unpaid tickets, or 2-or-more unpaid Handicapped Parking tickets, resulting in a non-renewal hold.